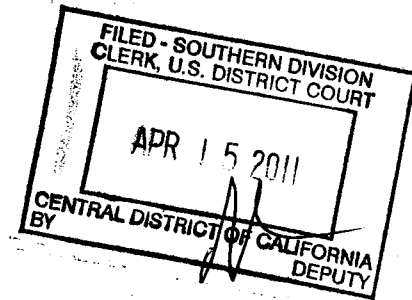


APR 15 2011



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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SULZER MIXPAC USA, INC., a New
Hampshire corporation, and SULZER MIXPAC
AG, a Swiss corporation,

Plaintiffs,

vs.

DENT MART INT'L INC., a California
corporation, and KENNY S. LEE, an individual,
and L&C DENTAL SUPPLY, INC., a California
corporation, and SUNG H. LEE, an individual,
and SAEYANG MICROTECH CO. LTD., a
Korean corporation,

Defendants.

Case No. SACV11-00305-AG -(FMOx)

~~PROPOSED ORDER~~ CONSENT DECREE
AND PERMANENT INJUNCTION

CONSENT DECREE AND PERMANENT INJUNCTION

9. IT IS THEREFORE ORDERED that judgment be entered against the Defendants as to all Claims within Plaintiffs' complaint.

10. IT IS ORDERED that Defendants Dent Mart Int'l Inc., a California corporation, and Kenny S. Lee, an individual, as well as its principals, officers, members, agents, servants, employees, and those persons under their control or in active concert or participation with them, who receive actual notice of this Order by personal service or otherwise, are hereby enjoined and permanently restrained from:

- (i) making, using, importing, selling and/or offering for sale any mixing tips that infringe any claims of U.S. Patent Nos. 5,918,772 or 6,186,363;
- (ii) selling, offering for sale, distributing or advertising any mixing tips that infringe U.S. Trademark Registration No. 3,762,232 or 3,762,233 or the Colored Dome Mark and Mixpac Trade Dress, or any colorable imitations thereof;
- (iii) assisting, aiding, or abetting any other person or entity in engaging in or performing any of the activities described in paragraphs (i) through (ii) above.

11. IT IS ORDERED that this Decree constitutes a final judgment as to all claims asserted in this action by Plaintiffs against Defendants or by Defendants against Plaintiffs and the Parties shall bear their own costs.

12. IT IS ORDERED that this Court retains jurisdiction for the purposes of making any further orders necessary or proper for the construction, modification or the enforcement of the Consent Decree and Permanent Injunction, or the Settlement Agreement between the Parties which is incorporated herein. If Defendants are alleged to have breached the terms of the Consent Decree and Permanent Injunction or the Settlement Agreement, Plaintiffs shall have the right to reopen this matter upon motion filed and heard on an expedited basis, subject to the Court's schedule and approval. If this matter is so reopened, Plaintiffs may pursue any and all remedies it may have

///

1 against Defendants, and shall be entitled to recover its attorneys' fees and costs incurred in pursuing
2 such breach of the terms of this Consent Decree and Permanent Injunction or Settlement Agreement.
3

4 ENTERED:

5 Dated: APRIL 14, 2011
6

7 
8 Hon. Andrew Guilford
United States District Court Judge

9 APPROVED AND CONSENTED TO:

10 Dated _____

11 By: _____
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23 [Attorney for Defendants
24 Dent Mart Int'l Inc. and Kenny S. Lee
25
26
27
28

1 against Defendants, and shall be entitled to recover its attorneys' fees and costs incurred in pursuing
2 such breach of the terms of this Consent Decree and Permanent Injunction or Settlement Agreement.
3

4 ENTERED:

5 Dated: _____, 2011
6

7 Hon. Andrew Guilford
8 United States District Court Judge

9 APPROVED AND CONSENTED TO:

10 Dated 4/11/2011

11 By: [Signature]
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